

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 16, 2003

DIVISION ONE

B158879 People (Not for Publication)
v.
Huey Pirce Gipson

The judgment of conviction is affirmed. The trial court's true finding on the prior prison term allegations is reversed and the matter is remanded to the trial court for a determination of the truth of the allegations and for resentencing.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

B160189 Los Angeles County, D.C.S. (Not for Publication)
v.
Atosha H.
In re Dejon D., minor

We affirm the June 24, 2002, order granting the Department's section 388 petition (reinstating the October 15, 2001, jurisdictional order regarding Dejon), and the July 18, 2002, order sustaining the removal order for Tatiana and Brionna.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B150976 Retana
v.
1-800-Flowers Retail, Inc. et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION ONE (Continued)

B160073 Los Angeles County, D.C.S. (Not for Publication)
v.
Corina G.

The judgment (July 9, 2002, findings and orders in the section 366.22, subdivision (f), hearing and the July 9 and July 15, 2002, findings and orders terminating jurisdiction of Andrew and Kimberly and issuing the family law orders) is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

DIVISION TWO

B154962 People (Not for Publication)
v.
Sfera

The six-month concurrent county jail term imposed on count 4, resisting a peace officer, is stayed pursuant to section 654, the stay to become permanent upon completion of the remaining sentence. In all other respects, the judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Ashmann-Gerst, J.

B148774 Reiner et al. (Not for Publication)
v.
Rowen et al.

The judgment appealed from is affirmed. Respondents shall recover their costs on appeal from appellants.

Nott, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

April 16, 2003 (Continued)

DIVISION TWO (Continued)

B155867 People (Not for Publication)
v.
Broussard

We order the concurrent terms imposed on counts 1 and 4 to be stayed and one of the 5-year section 667, subdivision (a)(1) enhancements to be stricken. The matter is remanded to the trial court to modify the abstract of judgment. In all other respects, the judgment is affirmed.

Nott, Acting P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

B159465 Christy Z., et al. (Certified for Publication)
v.
Universal Care Inc. et al.

The judgment and the order granting summary judgment and striking appellants' request for dismissal without prejudice are reversed. Each side to bear their own costs on appeal.

Doi Todd, J.

We concur: Nott, Acting P.J.
 Ashmann-Gerst, J.

B158120 Gordon
v.
Mandell-Kogen

Filed order modifying opinion. (No change in the judgment)

DIVISION THREE

Court convened at 9:30 A.M.

Present: Croskey, Acting P.J., Kitching, J., Aldrich, J. and M. Gavinski, Deputy Clerk.

April 16, 2003 (Continued)

DIVISION THREE (Continued)

Each of the following:

B161706 Children and Family Services, et al. V. Marisa R.
B162196 Children and Family Services v. Manuel H.
B159896 People v. Anthony Junius
B159882 People v. Eric Romero
B158333 People v. Davido Edwards
B159214 People v. Oscar Carter
B161173 Lorita Seaton v. California State Department of Corrections
B159928 Children and Family Services v. Richard K.
B161611 Jong Hun Song, et al. v. Korea Broadcasting System, et al.
B160562 People v. Esteban Lujano
B161007 People v. Anita Watson
B157865 People v. Terrence Brown
B160899 People v. David J. Mirabal

Argument waived, cause submitted.

B160817 Lee Bird
 v.
 John Paton

Merits:

Argued by James R. Evans for appellant and by Marc B. Levine for respondent. Cause submitted.

B156360 Rooftop Management Consulting
 v.
 West Coast Escrow, et al.

Merits:

Argued by David Dantes for appellant and by M. Stephen Davis and Lori Hershorin Carver for respondents. Cause submitted.

April 16, 2003 (Continued)

DIVISION THREE (Continued)

B158636 Dashae Whitney, et al.
v.
Carol Raab, et al.

Merits:

Argued by Kathleen S. Braden and Katherine Ross for respondents and by Ian Herzog for appellants. Cause submitted.

B159352 Vicki E. Pollock
v.
University of Southern California, et al.

Merits:

Argued by E. Lyn Lemaire for appellant and by J. Al Latham, Jr. for respondents. Cause submitted.

Court adjourned at 11:15 A.M.

B152496 People
v.
Merritt D. Webb

Filed order denying petition for rehearing.

DIVISION SIX

B158648 People (Certified for Publication)
v.
Garcia

The convictions on counts 3 and 4 are reversed. The judgment is modified to reflect 150 days of conduct and work time credits. As so modified, the judgment is affirmed. The superior is ordered to prepare an amended abstract of judgment and transmit it to the Department of Corrections.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

April 16, 2003 (Continued)

DIVISION SIX (Continued)

B161103 Brown (Not for Publication)
v.
Campos

The trial court's order of August 23, 2002, denying husband's order to show cause, is reversed. The matter is remanded for an evidentiary hearing on the order to show cause. In the interests of justice, the parties are to bear their own costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

[illegible]

The order denying the petition to terminate parental rights is affirmed. Rustem is awarded costs on appeal.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

B162831 People v. Gonzales (Not for Publication)

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

April 16, 2003 (Continued)

DIVISION SEVEN

[illegible]

The judgment is affirmed.

Munoz, J. (Assigned)

We concur: Perluss, P.J.
Woods, J.

DIVISION EIGHT

B155022 Jibilian, et al.
v.
City of Los Angeles, et al.

Filed order denying petition for rehearing.

B159204 Joyce A. Smith-Meredith
v.
Wroth Langston Meredith, et al.

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed May 29, 2002) dismissed.

B152739 Bostanian, et al.
v.
California Fair Plan Assoc., et al.

Filed order vacating submission order of 1/30/2003. The court has issued a letter pursuant to Government Code section 68081, requesting further briefing. Resubmission upon filing of the letter briefs.